

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

GRAYTZ MORRISON,
Plaintiff

v.

UNITED STATES OF AMERICA, et al.,
Defendants

:
:
:
:
:
:
:

No. 1:20-cv-01571

(Judge Kane)

ORDER

AND NOW, on this 19th day of July 2021, in accordance with the Memorandum issued concurrently with this Order, **IT IS ORDERED THAT:**

1. Moving Defendants' motion to dismiss (Doc. No. 24) is **GRANTED IN PART** and **DENIED IN PART**, as follows:
 - a. The motion (Doc. No. 24) is **GRANTED** with respect to Plaintiff's FTCA claims against the individual Defendants, his Fifth Amendment due process claims, and his Eighth Amendment claims against Defendants White and Creveling, and such claims are **DISMISSED WITH PREJUDICE**. Plaintiff may not file an amended complaint as to these claims;
 - b. The motion (Doc. No. 24) is **DENIED** with respect to Plaintiff's Eighth Amendment claims against Defendants Anderson, Miller, and Hofford;
2. Because the Court has resolved all of Plaintiff's claims against them, the Clerk of Court is directed to terminate White, Snyder, Lyons, and Creveling as Defendants in the above-captioned action;
3. Defendants Anderson, Miller, and Hofford are directed to file an answer to Plaintiff's complaint (Doc. No. 1) within fourteen (14) days of the date of this Order; and
4. The parties are directed to complete discovery within six (6) months of the date on which Defendants filed their answer.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania